

Mayor Pro Tem Guy Pfalzgraff called the meeting to order at 7:00 p.m. Also present were Councilmembers Ed Sisson, Robert Jurca, and Bill Seuell, along with City Manager Joe Kerby and City Attorney Mike Schottelkotte. Absent was Mayor Mary Cooper. A meeting notice was posted in the south window at City Hall at least twenty-four hours prior to the meeting.

**Pledge of Allegiance**

The Mayor led everyone present in the Pledge of Allegiance.

**Changes to the Agenda**

There were none.

**Minutes**

Councilmember Seuell presented a correction under the House of Chin, Inc. liquor license item.

It was moved by Councilmember Jurca and seconded by Councilmember Seuell to approve the minutes of the June 1, 2010 regular meeting as amended. All in favor, motion carried.

**Citizen Comments**

There were none.

**Financial Report**

Finance Director Tod DeZeeuw presented the financial report for period ending May 31, 2010 and answered questions from Council.

City Manager Joe Kerby commented on working with various departments regarding expenditures and revenues in the future and coming up with a plan to handle those.

**ROW Acquisition Consultant Contract Award for the Truck Route**

Public Works Director Jim Hatheway reported that staff is requesting approval to award a contract for a right of way acquisition consultant. He stated that the intent of the consultant is to comply with the uniform relocation and real property acquisition policy act of 1970. This will help the City in the future if Council should decide to approve the right of way transfer between CDOT and the City for Main Street.

Mr. Hatheway explained that Steve Glammeyer and he conducted independent analysis of the four bids that were received. He stated that they both came up with the same recommendation. They believe that Transportation Resource Services, Inc offers the best package. They have railroad experience which ultimately helped with the decision to make the recommendation.

Councilmember Jurca questioned how much was budgeted for this item.

Mr. Hatheway stated that there is \$600,000 budgeted for property acquisition and for the consultant. The remaining funds will come from the bond to finish the acquisitions.

Mr. Kerby asked Mr. Hatheway to talk about provisions in the contract if the project were to be cancelled.

Mr. Hatheway stated that he will work with the City Attorney to get those provisions in the contract. However, he believes that there are provisions in the City's standard professional agreement contracts.

City Attorney Michael Schottelkotte questions if the contract is on an hourly basis or a total bid amount.

Mr. Hatheway stated that it is based the number of hours and cost of per hour.

Mr. Schottelkotte recommended to Council to approve this subject to final approval of the contract by the City Attorney and the City Manager.

**Regular Meeting, Delta City Council, June 15, 2010 (Cont.)**

**ROW Acquisition Consultant Contract Award for the Truck Route (cont.)**

Councilmember Pfalzgraff questioned the difference in the bids.

Mr. Hatheway stated that he can only speculate on that. He explained the difference in operation between the two companies.

Councilmember Jurca questioned the City Attorney if Council has the ability to award this contract to TRS even though they are not the low bidder.

Mr. Schottelotte stated that the last time Council had those questions it was regarding a construction contract.

Mr. Hatheway reported that we can accept or reject any bid that is received. Staff based their recommendation based on qualifications first and cost second so that the City can get the best consultant for this project with the schedule that is set forth.

Mr. Kerby questioned if any of these companies have familiarity with this project or have we had previous experience with any.

Mr. Hatheway stated that the City has worked with HC Peck with the railroad realignment. He also stated that while going through all their past experience with projects, TRS was the strongest with their railroad experience.

It was moved by Councilmember Sisson and seconded by Councilmember Seuell to award the contract for right of way and property acquisition services for Confluence Drive to Transportation Resource Services, Inc subject to review from the City Attorney and the City Manager. All in favor, motion carried.

**Letter of Support for a Single Family Owner Occupied Rehab Program Grant Administered by the Delta Housing Authority**

Jo Rosenquist with Delta Housing Authority presented a summary regarding the single family owner occupied rehab program. This is the fourth grant application for this program. The grant applications must go through local government. The local government entity must submit a letter of support and also provide their community development plan for the grant.

Councilmember Jurca questioned how many units the City will be committing to.

Mr. Kerby believes that there would be five.

Ms. Rosenquist stated that the cost for Delta County communities is \$250 per unit.

It was moved by Councilmember Seuell and seconded by Councilmember Sisson to approve the Mayor Pro Tem to sign a letter of support for the single family owner occupied rehab program grant. All in favor, motion carried.

**Approving the Community Development Plan for Single Family Owner Occupied Rehab Grant Program Administered by the Delta Housing Authority**

Ms. Rosenquist stated that each municipality that is participating in the grant is required to put together a community development plan and state how that plan fits into the program.

Mr. Kerby reported that this plan came from the City's comprehensive plan.

It was moved by Councilmember Jurca and seconded by Councilmember Seuell to approve the Mayor Pro Tem to sign the community development plan for the single family owner occupied rehab grant program. All in favor, motion carried.

**City Attorney Comments**

There were no comments.

## **Regular Meeting, Delta City Council, June 15, 2010 (Cont.)**

### **City Manager Comments**

City Manager Joe Kerby presented the following updates:

- The Colorado Government Finance Officers Association will be hosting a roundtable discussion regarding the ballot measures.
- The Municipal quarterly meeting is scheduled for Tuesday, June 29<sup>th</sup> in Crawford.
- Met with the County Commissioners regarding Confluence Drive, Medical Marijuana Dispensaries, parking lots, a gravel pit that may impact the City with regards to traffic and the Bray development by Devil's Thumb Golf Club.
- Met with the library regarding the historical structure grant that was awarded and updated Council with respect to the building.
- Thanked staff for all their effort and time with Ride the Rockies.
- Follow up information regarding the CRES conference in Montrose.
- The 1600 Road signal project is up and going.
- Attended a Rotary meeting.
- Business After Hours will be on Thursday.
- The CML conference is next week, will be out of the office.
- He will be meeting with Jo Rosenquist to get updated on the Delta Housing Authority.
- Will be presenting information to Council by the end of the week regarding follow up on the retreat.

Chief Robert Thomas also presented an update on the train derailment.

### **Councilmember Comments**

Councilmember Sisson commented on the schedule for Deltrado Days.

Councilmember Pfalzgraff reported on the FORE Alliance meeting he attended.

The meeting was adjourned at 7:42 p.m.

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Jolene E. Nelson, City Clerk